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 7 MARKEL AMERICA INSURANCE COMPANY

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

10
 11 MARKEL AMERICAN INSURANCE COMPANY,

Case No. C 07-05749 EDL

12 Plaintiff,

13 vs.

14 PACIFIC ASIAN ENTERPRISES, INC.; a California
 15 corporation; LEVITON MANUFACTURING CO.,
 16 INC., a Delaware corporation; HUBBELL
 INCORPORATED, a Connecticut corporation; and,
 DOES 1 - 100, inclusive,

17 Defendants

**DECLINATION TO PROCEED
 BEFORE A MAGISTRATE JUDGE AND
 REQUEST FOR REASSIGNMENT TO A
 UNITED STATES DISTRICT JUDGE**

18
 19 REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

20 The undersigned party in the above-captioned civil matter hereby declines to consent to
 21 the assignment of this case to a United States Magistrate Judge for trial and disposition and hereby
 22 requests the reassignment of this case to a United States District Judge.

23 DATED: February 5, 2008

24 TARKINGTON, O'NEILL, BARRACK & CHONG
 25 A Professional Corporation

26 By /S/

27 Thomas C. Burch
 28 Attorneys for Plaintiff
 Markel American Insurance Company